

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

JOHN DOE,

Plaintiff,

v.

Case No: 1:22-cv-01828-SEB-MG

BUTLER UNIVERSITY,

Defendant.

---

**MOTION TO EXCLUDE EXPERT TESTIMONY  
OF BILLIE-JO GRANT, PH.D.**

Defendant Butler University, by counsel, pursuant to Federal Rule of Civil Procedure 702, respectfully requests that the Court enter an order excluding Billie-Jo Grant, Ph.D. from providing expert testimony at trial.

As set forth in more detail in Butler's brief in support of this motion, Dr. Grant's testimony does not meet the standards of F.R.C.P. 702 or *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993). Dr. Grant's credentials, which relate largely to sexual misconduct by educators, do not qualify her to assert these opinions or any opinions about this case. The methodology Dr. Grant used to formulate her opinions is no more complex or nuanced than a layperson can perform when presented with the evidence at trial. Primarily, however, Dr. Grant should be excluded from testifying because her analysis is unrelated and unhelpful to the pending issues in this case. Her expertise, analysis, and conclusions will not assist a jury in understanding any relevant evidence or deciding any facts at issue.

WHEREFORE, Defendants, by counsel, respectfully request that the Court enter an order excluding Billie-Jo Grant, Ph.D. from providing expert testimony at the trial of this matter.

Respectfully submitted,

Liberty L. Roberts

Liberty L. Roberts, Atty. No. 23107-49  
Cassie N. Heeke, Atty. No. 36497-49  
CHURCH CHURCH HITTLE + ANTRIM  
Two North Ninth Street  
Noblesville, IN 46060

Attorney for Defendant Butler University

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of March 2024 a true and exact copy of the foregoing was filed electronically via the Court's Electronic filing system. Notice of this filing was sent to the following persons by operation of the Court's Electronic filing system.

Jonathan Little  
SAEED & LITTLE, LLP  
133 W. Market Street #189  
Indianapolis, IN 46204  
[jon@sllawfirm.com](mailto:jon@sllawfirm.com)

*Attorneys for Plaintiff John Doe*

Stuart Bernstein  
Kristen Mohr  
Andrew T. Miltenberg  
NESENOFF & MILTENBERG, LLP  
363 Seventh Avenue, Fifth Floor  
New York, New York 10001  
[sbernstein@nmllplaw.com](mailto:sbernstein@nmllplaw.com)  
[kmohr@nmllplaw.com](mailto:kmohr@nmllplaw.com)  
[amiltenberg@nmllplaw.com](mailto:amiltenberg@nmllplaw.com)

Regina M. Federico  
NESENOFF & MILTENBERG, LLP  
101 Federal Street, 19<sup>th</sup> Floor  
Boston, Massachusetts 02110  
[rfederico@nmllplaw.com](mailto:rfederico@nmllplaw.com)

*Attorneys for Plaintiff John Doe*

Liberty L. Roberts

Liberty L. Roberts

CHURCH CHURCH HITTLE + ANTRIM  
Two North Ninth Street  
Noblesville, IN 46060  
T: (317)773-2190 / F: (317)773-5320  
[LRoberts@cchalaw.com](mailto:LRoberts@cchalaw.com)  
[CHeeke@cchalaw.com](mailto:CHeeke@cchalaw.com)